A.F.R.

19

HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ.

WRIT PETITION No.3166 OF 2006

PETITIONER Shruti Chandrakar, Age 18 Yrs.
D/o Dr. A.K. Chandrakar,
R/o F-2, Pension Bada, Raipur

Versus

RESPONDENTS

1. State of Chhattisgarh
Through, Secretary,
Deptt. Of Medical Education,
DKS Bhavan, Raipur (C.G.)

2. Director Medical Education,
Govt. of CG, Distt. Raipur

3. Chhattisgarh Professional Examination Board, Through Controller of Exams Situate at C/168, Tagore Nagar, Raipur (C.G.)

Present : Shri Raja Sharma, learned counsel for the petitioner.
Shri Yashwant Singh, learned Govt. Adv. for the State.

ORAL ORDER
(Passed on 3rd July, 2006)

The grievance of the petitioner, in brief, is that her academic performances have been extraordinarily very good and consistent whereas in the Pre Medical Test she has been awarded marks which work out to 78% only. It is the considered self assessment of the petitioner that she in fact deserved more marks than what has been awarded. In the above premise, the petitioner has sought for a direction to the 3rd respondent i.e. Chhattisgarh Professional Examination Board to produce entire records pertaining to the Pre Medical Test with answer sheet, to allow the petitioner to inspect and verify her answer sheet and model answer, to get the revaluation of the petitioner's answer scripts and to revise the merit list after such revaluation. The reliefs sought cannot be granted. It is well settled by the judgment of the Supreme

Court in the case of **Maharashtra State Board of Secondary and Higher Secondary Education and another Vs. Paritosh Bhupesh Kurmarsheth**[1] and several other judgments to follow that unless the rules and regulations governing an examination provide for revaluation of the answer scripts or inspection of the answer scripts by the candidate, the Court would not justify in issuing directions to an academic body to revalue answer scripts. Be that as it may, the petitioner has not laid any allegation of *mala fide* against the examining body or examiners who assessed her answer scripts. The self assessment made by the petitioner about her performance could hardly be a valid ground for the Court to grant the kind of reliefs sought by the petitioner. No ground is made out for entertaining this writ petition. The petition fails and it is accordingly dismissed. No costs.

Sd/-
Chief Justice

---

1. AIR 1984 SC 1543

Brajesh